



**PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

HIBINO

Attorney Docket No. 100021-09042

Application Serial No. 09/444,388

Group Art Unit: 1655

Filing Date: November 22, 1999

Examiner: J. Souaya

For: PROCESS FOR OBTAINING PLANT DNA FRAGMENTS AND USE
THEREOF

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AMENDMENT UNDER 37 C.F.R. §1.111

Commissioner for Patents
Washington, D.C. 20231

February 24, 2003

Sir:

This Amendment is being filed in response to the Office Action of August 23, 2002 for the above-referenced application, along with a three-month Petition for Extension of Time and the statutory fee, making the response due on or before February 24, 2003 (February 23, 2003 falling on a Sunday).

Please amend the application as follows.

IN THE CLAIMS:

Please amend claims 8, 10, 12 and 14 as follows. A marked-up copy of the claims is included in the attachment.

8. (Twice Amended) A method for identifying DNA for polymorphic forest tree plants, comprising the steps of:

- a) selecting two sibling individuals of a forest tree plant having different phenotypes;
- b) obtaining genomic DNA from the two individuals;
- c) selecting DNA fragments by an inter-individual genome subtraction method using the genomic DNA from the two individuals;